

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No. : 10/016,128
Applicant : Durward I. Faries, Jr. et al.
Filed : December 17, 2001
TC/A.U. : 3767
Examiner : Witczak, Catherine
Docket No. : 1322.0040C
Confirmation No. : 4172
Customer No. : 27896
Title : Method and Apparatus for Heating Solutions Within
Intravenous Lines to Desired Temperatures During Infusion

TRANSMITTAL OF APPEAL BRIEF

EFS – Web Filing

Commissioner for Patents

Sir:

Transmitted herewith is an Appeal Brief in accordance with the Notice of Appeal filed April 17, 2008. An Appeal Brief fee of \$250.00 was previously submitted for a prior Appeal Brief on May 15, 2007. The Appeal Brief fee has recently increased from \$250.00 to \$255.00. As indicated in M.P.E.P. §1204.01, the previously paid Appeal Brief fee can be applied to the fees for the current Appeal Brief. Thus, it is believed that a fee of \$5.00 is due at this time (\$255.00 - \$250.00 previously paid).

The Commissioner is hereby authorized to charge payment of \$5.00 to Deposit Account No. **05-0460**.

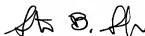
The Commissioner is further authorized to charge any additional appropriate fees that may be required during the pendency of the above-identified application (e.g., in the concurrent or in any future reply), as well as to credit any overpayment, to Deposit Account No. **05-0460**.

Dated:

07/16/08

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Respectfully submitted by:



Stuart B. Shapiro
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